


**CITY OF SAN DIEGO  
MEMORANDUM**

Date: July 26, 2007  
To: Michelle Strauss, Policy Advisor, CD 1  
From: Javier Mainar, Assistant Fire Chief   
Subject: 1472 Abandoned Watercraft Abatement Fund (AWAF)

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This is to request consideration for the July 31 docket to include the Fire-Rescue Department's 1472 for Abandoned Watercraft Abatement Fund (AWAF).

There are two main reasons why this issue has become time sensitive. 1) the vessels that have been impounded and are waiting to be towed; 2) they are in bad condition and will eventually start sinking and spilling oil and fuel into Mission Bay.

Also, the California State Department of Boating and Waterways (DBW) has been holding over \$40,000 in funds for the SDFD for several months now based on emails we have sent, with the promise of submitting an application once the 1472 has been approved.

The DBW had an initial budget of \$500,000 available for this grant. However, the funds are now reduced to \$45,000. If we fail to submit our application, these funds may be given to other agencies.

I urge you to consider this application for the July 31 docket.

<b>REQUEST FOR COUNCIL ACTION</b> CITY OF SAN DIEGO						1. CERTIFICATE NUMBER (FOR AUDITOR'S USE ONLY)	
TO: <b>CITY ATTORNEY</b>			2. FROM (ORIGINATING DEPARTMENT): <b>Fire-Rescue Department</b>			3. DATE: <b>6/11/2007</b>	
4. SUBJECT: <b>Abandoned Watercraft Abatement Fund</b>							
5. PRIMARY CONTACT (NAME, PHONE & MAIL STA.) <b>Chief Ken Hewitt 221 8899 MS 32A</b>				6. SECONDARY CONTACT (NAME, PHONE & MAIL STA.) <b>Max Affarano 533 4355 MS 604</b>		7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>	
<b>8. COMPLETE FOR ACCOUNTING PURPOSES</b>							
FUND	100				9. ADDITIONAL INFORMATION / ESTIMATED COST:  Estimated cost of \$1,200 is already part of the lifeguard budget. There is no impact to the General Fund.		
DEPT.	120						
ORGANIZATION	340						
OBJECT ACCOUNT	4212						
JOB ORDER	003400						
C.I.P. NUMBER							
AMOUNT	\$10,800						
<b>10. ROUTING AND APPROVALS</b>							
ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIGINATING DEPARTMENT	<i>Ken Hewitt</i>	6/19/07	8	Deputy Chief	<i>Allen</i>	7/11/07
25	FINANCIAL MGMT	<i>Anthony Polite</i>	6/26/07	9	COO	<i>John Doe</i>	7/12/07
36	AUDITOR	<i>Christopher Russell</i>		10	City Atty.	<i>William Dwyer</i>	7/25/07
4				11	Originating	<i>John A. Carr</i>	7/25/07
52	EAS	<i>Ken Hewitt</i>	6/29/07		Dept. DOCKET COORD:		
63	EOC	<i>Ken Hewitt</i>	7/5/07	✓	COUNCIL PRESIDENT	<i>ms</i>	
74	Liaison	<i>Ken Hewitt</i>	6/2				
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTION(S) <input type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)							
1. Authorize the Mayor or his representative to accept a grant from the State Department of Boating and Waterways (DBW) equal to 90% of the money needed by the San Diego Fire Rescue Department, Lifeguard Division to remove one existing abandoned vessel in the waters of Mission Bay. 2. Authorize the Mayor or his representative to continue to accept reimbursements from DBW "as needed" throughout Fiscal Year 2008. 3. Authorize the Auditor and Comptroller to establish a special interest-bearing fund for this grant program. 4. Authorize the Auditor and Comptroller to accept, appropriate and and expend funds from this grant program "as needed".							
11A. STAFF RECOMMENDATIONS: <b>1. Approve the Resolutions</b>							
12. SPECIAL CONDITIONS:							
<u>COUNCIL DISTRICT(S):</u>		2 and 6					
<u>COMMUNITY AREA(S):</u>		Pacific Beach					
<u>ENVIRONMENTAL IMPACT:</u>		This activity is not a "project" and is therefore not subject to CEQA pursuant to State CEQA guidelines Section 15060 (c) (3).					
<u>HOUSING IMPACT:</u>		None					
<u>OTHER ISSUES:</u>		None					

**EXECUTIVE SUMMARY SHEET**  
**CITY OF SAN DIEGO**

DATE ISSUED: \_\_\_\_\_ REPORT NO: \_\_\_\_\_  
ATTENTION: Council President and City Council  
ORIGINATING DEPARTMENT: San Diego Fire-Rescue Department  
SUBJECT: Abandoned Watercraft Abatement Fund  
COUNCIL DISTRICT(S): 2 and 6  
CONTACT/PHONE NUMBER: Chief Ken Hewitt - 619 221 8832

**REQUESTED ACTION:** To accept a reimbursement from the State of California, Department of Boating and Waterways (DBW) for the amount of \$10,800. This will be used, in conjunction with funds from the Lifeguard Division's existing budget, to remove one abandoned vessel in Mission Bay. To continue to accept reimbursement from DBW during FY08, whenever there is a need to remove an abandoned boat.

**STAFF RECOMMENDATION:** Approve the Resolutions

**EXECUTIVE SUMMARY:** The State of California, Department of Boating and Waterways, has a program: the Abandoned Watercraft Abatement Fund (AWAF), designed to help local government agencies pay for the cost of removing abandoned vessels in local waters. Such program provides a grant equal to 90% of the monies needed to remove an existing vessel.

Harbors and Navigation Code Section 525 (C) "Abandoned vessel grants" states that, "A grant awarded by the department shall be matched by a 10-percent contribution from the local agency receiving the grant." AWAF recipients are required to expend their 10-percent contribution before receiving reimbursement from the AWAF program.

The Fire-Rescue Department will have to pay for 10% of the initial cost of the operation and grant monies will not be reimbursed by the DBW until the 10% contribution is met.

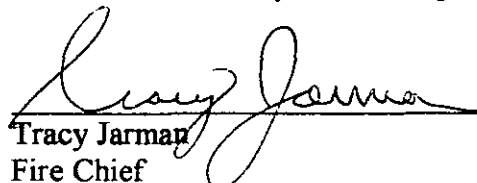
The Lifeguard Division has an existing allocation in the budget to handle such operations but historically it has never been sufficient to handle the growing number of abandoned boats in the City of San Diego. This grant program would allow an increased "purchasing power" of the existing budget without the need for the City to commit to a higher budget.


**FISCAL CONSIDERATIONS:** The matching 10% requirement is already in the Fire-Rescue Budget and consequently there will be no impact to the General Fund resulting from this and/or any subsequent awards

**PREVIOUS COUNCIL and/or COMMITTEE ACTION:** None

**COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:** None

**KEY STAKEHOLDERS AND PROJECTED IMPACTS:** Lifeguards and the San Diego boating community are the key stakeholders. This operation will protect the safety of mariners in the waters of the City of San Diego.

  
Tracy Jarman  
Fire Chief  
San Diego Fire-Rescue Department

  
Jill Olen  
Deputy Chief/Chief Operating Officer  
Public Safety/Homeland Security

RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT  
A GRANT FROM THE STATE DEPARTMENT OF BOATING  
AND WATERWAYS TO REMOVE ONE EXISTING  
ABANDONED VESSEL IN THE WATERS OF MISSION BAY.

WHEREAS, the State of California, Department of Boating and Waterways [DBW] has a  
program, the Abandoned Watercraft Abatement Fund [AWAF], designed to help local  
government agencies pay for the cost of removing abandoned vessels in local waters; and

WHEREAS, this program provides a grant equal to 90 percent of the monies needed to  
remove abandoned vessels; and

WHEREAS, pursuant to California Harbors and Navigation Code section 525(c), the 90  
percent grant from the AWAF must be matched by a 10-percent contribution from the local  
agency receiving the grant; and

WHEREAS, AWAF recipients are required to expend their 10 percent contribution  
before receiving the grant reimbursement from the AWAF program; and

WHEREAS, the Fire-Rescue Department will have to pay for 10 percent of the initial  
cost of the removal operation and AWAF grant monies will not be reimbursed by the DBW until  
this 10 percent contribution is met; and

WHEREAS, the Lifeguard Division has an existing allocation in the budget for such  
removal operations, but historically it has never been sufficient to handle the growing number of  
abandoned boats in the City of San Diego; and

WHEREAS, the AWAFF grant program would allow for additional vessel removals without the need for the City to commit to a higher budget; and

WHEREAS, the matching 10 percent requirement is already in the Fire-Rescue budget and consequently there will be no impact to the General Fund resulting from this and/or any subsequent awards; NOW THEREFORE,

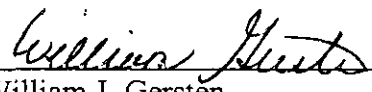
BE IT RESOLVED, that the Mayor or his designated representative is authorized to accept a grant from DBW equal to 90 percent of the money needed by the San Diego Fire-Rescue Department, Lifeguard Division to remove one presently existing abandoned vessel in the waters of Mission Bay.

BE IT FURTHER RESOLVED, that the Mayor or his designated representative is authorized to continue to apply for and accept reimbursement grants from DBW on an as needed basis through Fiscal Year 2008.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is authorized to establish a special interest-bearing fund for this grant fund program.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is authorized to accept, appropriate, and expend funds from this grant program as needed.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
William J. Gersten  
Deputy City Attorney

WJG:amt  
07/25/2007  
Or.Dept:FIRE  
R-2008-95

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_\_\_\_.

ELIZABETH S. MALAND  
City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor